IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 27TH JULY 2007 / 5TH SRAVANA 1929

WP(C).No. 10833 of 2007(M)

PETITIONER:

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1. J.INDIRA DEVI, PARANKIMANVILAYIL, CHOORAKKODU P.O., MANAKKALA, ADOOR.

2. SAKUNTHALA KUMARI B., MADATHIL, THEKKETHIL, CHOORAKKODU P.O.

BY ADV. SRI.V.G.ARUN
SRI.T.R.HARIKUMAR

RESPONDENTS:

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1. PATHANAMTHITTA DISTRICT CO-OPERATIVE BANK, PATHANAMTHITTA, REPRESENTED BY ITS GENERAL MANAGER.

2. THE BRANCH MANAGER, PATHANAMTHITTA DISTRICT CO-OPERATIVE BANK, EVENING BRANCH, ADOOR P.O.

3. THE SPECIAL SALE OFFICER, PATHANAMTHITTA DISTRICT CO-OPERATIVE BANK, PATHANAMTHITTA.

BY ADV.SRI.P.C.SASIDHARAN, SC.
GOVT. PLEADER SRI.P.K.RAVIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 27/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1	TRUE COPY OF THE RECEIPT ISSUED BY THE FIRST RESPONDENT DTD. 12-07-2006
EXT.P1(A)	TRUE COPY OF THE RECEIPT ISSUED BY R1 DTD. 10-10-2006
EXT.P2	TRUE COPY OF THE SALE NOTICE BY THE THIRD RESPONDENT DTD. 26-02-2007

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

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W.P.(C).No. 10833 OF 2007

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Dated this the 27th day of July, 2007

JUDGMENT

Petitioner availed a loan, which is not repaid. Recovery steps were taken.

2. I heard learned counsel for the petitioner and the learned counsel for the respondent-Society also.

3. Learned counsel for the petitioner prays that petitioner may be permitted to get the benefit under Circular No.30/2007 and also petitioner may be permitted to pay off the amount in instalments.

The writ petition is disposed of as follows:

If the petitioner files a representation before the second respondent within one week from today, the second respondent will consider the same and grant such benefits which the petitioner is entitled to under Circular No.30/2007. A statement shall be served by the respondent-Society on the petitioner within two weeks from the date of receipt of the representation showing the amount payable by the petitioner and fixing the

amount on the basis that petitioner has to pay off the amount in 6 equal monthly instalments. The petitioner has to pay the first instalment on or before 07/09/2007. Petitioner has to pay the remaining installments on or before the 7th of every succeeding months. If any of the instalments as aforesaid is not paid, petitioner will loose the benefit of this judgment and it will be open to the respondent-Society to proceed against the petitioner in accordance with law.

(K.M.JOSEPH, JUDGE)

sv.